

**CONTINUING PATENT APPLICATION  
TRANSMITTAL** (for Continuing  
Applications under 37 C.F.R. §1.53(b))

Attorney Docket No. 79144

First Named Inventor or Application  
Identifier:

Brett Edwin DeVries

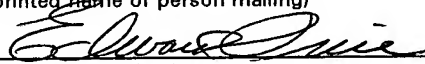
22141 U.S. PTO  
10/661461  
09/10/03

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a request under 37 C.F.R. §1.53(b) for  
filing a:

- ☐ Continuation application,  
☐ Divisional application,  
☒ Continuation-in-Part application,

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
) "Express Mail" Mailing Label Number  
) EV 323494608 US  
)  
) Date of Deposit September 10, 2003  
) I hereby certify that this paper or fee is being deposited  
) with sufficient postage utilizing the United States  
) Postal Service "Express Mail Post Office to Addressee"  
) Service under 37 CFR §1.10 on the date indicated  
) above and is addressed to the Commissioner for  
) Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
)  
) Edward Price  
) (Typed or printed name of person mailing)  
)   
) (Signature of person mailing)  
)

of pending prior application number 10/270,813, filed on October 15, 2002 by inventor(s)  
Brett Edwin DeVries for CONVEYOR BELT CLEANER.

1. ☐ This is a continuation or divisional application. Enclosed is a copy of the prior  
application as originally filed, including specification, claims, drawings, and oath or  
declaration.

- or -

- ☒ Enclosed is a patent application (for continuation, divisional, or continuation-in-part  
applications) containing:

- ☒ 32 pages of the specification (including claims).  
☒ 12 sheet(s) of drawings. ☐ Formal ☒ Informal

2. ☐ Amend the specification by inserting before the first line the sentence: --This is a  
☐ continuation, ☐ division, ☐ continuation-in-part, of prior application number \_\_\_\_\_,  
filed \_\_\_\_\_, which is hereby incorporated herein by reference in its entirety.-- The  
entire disclosure of the prior application, from which a copy of the oath or  
declaration is supplied under paragraph 3 below, is considered as being part of the  
disclosure of the accompanying application, and is hereby incorporated by reference  
therein.
3. ☐ A copy of the executed Oath or Declaration filed in the prior nonprovisional  
application is enclosed.

4. ☒ Inventorship:

- ☐ A newly-executed Oath or Declaration and Power of Attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§ 1.63(a),(d)(5) and (e)).
- ☐ Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. § 1.63(d)(1)(2)):  
  
\_\_\_\_\_  
\_\_\_\_\_

- ☒ The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted Oath or Declaration and Power of Attorney (§ 1.41(a) and § 1.53(b)).

5. ☐ An Assignment of the invention to \_\_\_\_\_, and cover sheet are enclosed.

- ☐ A check in the amount of \$\_\_\_\_\_ to cover the fee for recording the assignment is enclosed.

6. ☒ The prior application is assigned of record to Flexible Steel Lacing Company.

7. ☐ A 37 C.F.R. § 3.73(b) statement is enclosed where an assignee seeks to take action.

8. ☐ A preliminary amendment is enclosed.

9. ☒ Drawings:

- ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by § 1.138 and before payment of base issue fee.)
- ☐ New formal drawings are enclosed.
- ☒ Informal drawings are enclosed.

10. ☒ A separate written request under 37 C.F.R. § 1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. § 1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

11. ☐ An Information Disclosure Statement is enclosed.
- ☐ A Form PTO/SB/08 is enclosed.
- ☐ \_\_\_\_\_ References (copies) listed on the Form PTO/SB/08 are enclosed.
12. ☐ A Computer Program Listing Appendix is enclosed.
- ☐ A Transmittal Cover Letter for Computer Program Listing Appendix is enclosed.
- ☐ Two (2) Compact Discs are enclosed.
13. ☐ A Nucleotide and/or Amino Acid Sequence Submission is enclosed.
- ☐ A Computer Readable Copy is enclosed.
- ☐ A Paper Copy (Identical to Computer Copy) is enclosed.
- ☐ A Statement Verifying Identity of above Copies is enclosed.
14. ☒ A Return Receipt Postcard is enclosed (MPEP §503).
15. ☐ Priority of application number \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.
- ☐ The certified copy of the priority document has been filed in prior application number \_\_\_\_\_, filed \_\_\_\_\_.
- ☐ A certified copy of the priority document is enclosed.
16. ☒ Power of Attorney:
- ☒ The power of attorney in the prior application is to:
- ☒ Stephen S. Favakeh, Registration No. 36,798  
FITCH, EVEN, TABIN & FLANNERY  
Suite 1600  
120 South LaSalle Street  
Chicago, Illinois 60603-3406.  
and other members of the firm.
- ☒ Customer Number 22242.
- ☐ The power appears in the original papers in the prior application.
- ☐ Since the power does not appear in the original papers in the prior application, a copy of the power in the prior application is enclosed.

17. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

18. ☒ The filing fee is calculated below:

Fee Calculation for Claims as Filed in the Prior Application,  
Less Any Claims Cancelled by Amendment

Basic Utility Fee					\$750.00	\$	750.00
Independent Claims	2	-	3	=	0	x	\$ 84.00 = \$ 0.00
Total Claims	18	-	20	=	0	x	\$ 18.00 = \$ 0.00
Fee for Multiply Dependent Claims					\$280.00		
or							
Basic Design Fee					\$330.00		
						Total Filing Fee	\$ 750.00

☐ Applicant(s) assert entitlement to Small Entity Status, reducing the Filing Fee by half to:

19. ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.

20. ☐ Charge \$\_\_\_\_\_ to Deposit Account No. 06-1135.

21. ☒ **THE PAYMENT OF THE FILING FEE IS TO BE DEFERRED UNTIL THE DECLARATION IS FILED. DO NOT CHARGE OUR DEPOSIT ACCOUNT.**

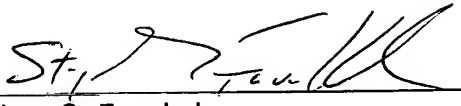
22. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§ 1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this request is enclosed.

23. ☐ Also enclosed:

24. ☒ Address all future communications to Customer Number 22242.



September 10, 2003  
Date

  
\_\_\_\_\_  
Stephen S. Favakeh  
Registration No. 36,798  
☒ Attorney or agent of record  
☐ Filed under §1.34(a)

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